

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

The State of Texas, *et. al.*,

Plaintiffs,

v.

Google LLC,

Defendant.

Case No. 4:20-CV-957-SDJ

Hon. Sean D. Jordan

**PLAINTIFF'S UNOPPOSED MOTION FOR LEAVE TO FILE UNDER SEAL**

Plaintiff State of Texas respectfully requests leave to file under seal unredacted versions of its Response in Opposition to Google's 1404(a) Motion to Transfer Venue and the Declaration of Brooke Smith in support thereof (Dkt. 46), which contained three redactions relating to information that the Court has already ordered to remain sealed. (Dkt. 48.)

Specifically, on February 3, 2021, the Court granted Plaintiffs' motion to file several declarations and documents under seal to protect confidential third-party and Google information. (Dkt. 48.) One of those documents, Exhibit B-3, was designated highly confidential by Google. In order to maintain the confidentiality of the information contained within that document, Plaintiffs also redacted three references to that document from their Response in Opposition to Google's 1404(a) Motion to Transfer Venue and the Declaration of Brooke Smith. (Dkt. 46.) Plaintiff therefore respectfully requests leave to file the unredacted versions of the Opposition and Declaration under seal.

Dated: February 5, 2021

Respectfully Submitted,

/s/ Ashley Keller

Ashley Keller

Admitted Pro Hac Vice

[ack@kellerlenkner.com](mailto:ack@kellerlenkner.com)

150 N. Riverside Plaza, Suite 4270

Chicago, Illinois 60606

(312) 741-5220

Warren Postman

[wdp@kellerlenkner.com](mailto:wdp@kellerlenkner.com)

1300 I Street, N.W., Suite 400E

Washington, D.C. 20005

(202) 749-8334

**KELLER LENKNER LLC**

Ken Paxton, Attorney General of Texas

[Kenneth.paxton@oag.texas.gov](mailto:Kenneth.paxton@oag.texas.gov)

Brent Webster, First Assistant Attorney  
General of Texas

[Brent.Webster@oag.texas.gov](mailto:Brent.Webster@oag.texas.gov)

Grant Dorfman, Deputy First Assistant  
Attorney General

[Grant.Dorfman@oag.texas.gov](mailto:Grant.Dorfman@oag.texas.gov)

Aaron Reitz, Deputy Attorney General for  
Legal Strategy

[Aaron.Reitz@oag.texas.gov](mailto:Aaron.Reitz@oag.texas.gov)

Shawn E. Cowles, Deputy Attorney  
General for Civil Litigation

[Shawn.Cowles@oag.texas.gov](mailto:Shawn.Cowles@oag.texas.gov)

Nanette DiNunzio, Associate Deputy Attorney  
General for Civil Litigation

[Nanette.Dinunzio@oag.texas.gov](mailto:Nanette.Dinunzio@oag.texas.gov)

Christopher Hilton, Deputy Chief, General  
Litigation Division

[Christopher.Hilton@oag.texas.gov](mailto:Christopher.Hilton@oag.texas.gov)

Matthew Bohuslav, Assistant Attorney General,  
General Litigation Division

[Matthew.Bohuslav@oag.texas.gov](mailto:Matthew.Bohuslav@oag.texas.gov)

Ralph Molina, Assistant Attorney General,  
General Litigation Division

[Ralph.Molina@oag.texas.gov](mailto:Ralph.Molina@oag.texas.gov)

/s/ Mark Lanier

Mark Lanier (*lead counsel*)

Texas Bar No. 11934600

[Mark.Lanier@LanierLawFirm.com](mailto:Mark.Lanier@LanierLawFirm.com)

Alex J. Brown

[Alex.Brown@LanierLawFirm.com](mailto:Alex.Brown@LanierLawFirm.com)

Zeke DeRose III

[Zeke.DeRose@LanierLawFirm.com](mailto:Zeke.DeRose@LanierLawFirm.com)

10940 W. Sam Houston Parkway N. Suite 100

Houston, Texas 77064

Telephone: (713) 659-5200

Facsimile: (713) 659-2204

**THE LANIER LAW FIRM, P.C.**

Kim Van Winkle, Chief, Antitrust Division

[Kim.VanWinkle@oag.texas.gov](mailto:Kim.VanWinkle@oag.texas.gov)

Bret Fulkerson, Deputy Chief, Antitrust Division

[Bret.Fulkerson@oag.texas.gov](mailto:Bret.Fulkerson@oag.texas.gov)

David Ashton, Assistant Attorney General  
Antitrust Division

[David.Ashton@oag.texas.gov](mailto:David.Ashton@oag.texas.gov)

Nicholas G. Grimmer, Assistant Attorney  
General, Antitrust Division

[Nick.Grimmer@oag.texas.gov](mailto:Nick.Grimmer@oag.texas.gov)

Trevor Young, Assistant Attorney General,  
Antitrust Division

[Trevor.Young@oag.texas.gov](mailto:Trevor.Young@oag.texas.gov)

Paul Singer, Senior Counsel for Public  
Protection

[Paul.Singer@oag.texas.org](mailto:Paul.Singer@oag.texas.org)

**OFFICE OF THE ATTORNEY GENERAL  
OF TEXAS**

P.O. Box 12548 (MC059)

Austin, TX 78711-2548

(512) 936-1414

**Attorneys for Plaintiff State of Texas**

**CERTIFICATE OF CONFERENCE**

Pursuant to Local Rule 7(h), I certify that Zeke DeRose, counsel for the State of Texas, conferred by teleconference about the subject of this Motion with Paul Yetter, counsel for Google, on January 29, 2021, and February 1, 2021. On February 1, 2021 Mr. Yetter confirmed by email that Google did not oppose the filing under seal of confidential materials related to Plaintiffs' opposition, and on February 4, 2021, Bryce Callahan confirmed that Google does not oppose the filing under seal of the unredacted versions of plaintiffs' opposition brief and Ms. Smith's declaration.

/s/ Ashley Keller  
Ashley Keller

**CERTIFICATE OF SERVICE**

I certify that on February 5, 2021, this document was filed electronically in compliance with Local Rule CV-5(a) and served on all counsel who have consented to electronic service, per Local Rule CV-5(a)(3)(A).

/s/ Ashley Keller  
Ashley Keller